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**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

EL PASEO JEWELRY, INC., a California Corporation,

Plaintiff(s),

v.

OUT OF THE BOX ENTERPRISES, LLC, et al.

Defendant(s).

CASE NUMBER

EDCV 13-01708 CBM(OPx)

**NOTICE OF DISMISSAL PURSUANT
 TO FEDERAL RULES OF CIVIL
 PROCEDURE 41(a) or (c)**

PLEASE TAKE NOTICE: (*Check one*)

- ☒ This action is dismissed by the Plaintiff(s) in its entirety.
- ☐ The Counterclaim brought by Claimant(s) _____ is dismissed by Claimant(s) in its entirety.
- ☐ The Cross-Claim brought by Claimants(s) _____ is dismissed by the Claimant(s) in its entirety.
- ☐ The Third-party Claim brought by Claimant(s) _____ is dismissed by the Claimant(s) in its entirety.
- ☐ **ONLY** Defendant(s) _____

is/are dismissed from (*check one*) ☐ Complaint, ☐ Counterclaim, ☐ Cross-claim, ☐ Third-Party Claim brought by _____.

The dismissal is made pursuant to F.R.Civ.P. 41(a) or (c).

November 12, 2013
 Date

[Signature]
 Signature of Attorney/Party

NOTE: F.R.Civ.P. 41(a): This notice may be filed at any time before service by the adverse party of an answer or of a motion for summary judgment, whichever first occurs.

F.R.Civ.P. 41(c): Counterclaims, cross-claims & third-party claims may be dismissed before service of a responsive pleading or prior to the beginning of trial.